

(Draft - Awaiting Formal Approval)
MINUTES OF THE
ADMINISTRATIVE RULES REVIEW COMMITTEE
Tuesday, January 22, 2013 – 9:00 a.m. – Room 445 State Capitol

Members Present:

Sen. Howard A. Stephenson, Senate Chair
Rep. Curtis Oda, House Chair
Sen. Jim Dabakis
Sen. Gene Davis
Sen. Mark B. Madsen
Rep. Richard A. Greenwood
Speaker Rebecca D. Lockhart
Rep. Carol Spackman Moss
Rep. Mark A. Wheatley

Members Absent:

Sen. J. Stuart Adams

Staff Present:

Mr. Arthur L. Hunsaker, Policy Analyst
Ms. Susan Creager Allred, Associate General Counsel
Ms. Tracey Fredman, Legislative Secretary

Note: A list of others present, a copy of related materials, and an audio recording of the meeting can be found at www.leg.utah.gov.

1. Committee Business

Chair Oda called the meeting to order at 9:17 a.m. He excused Sen. Adams, and welcomed the other new committee members who were present, Sen. Dabakis, Rep. Greenwood, and Rep. Wheatley.

Mr. Hunsaker briefed the new committee members on the function of the committee and the process of rulemaking in the state.

MOTION: Speaker Lockhart moved to that the minutes of the December 20, 2012, meeting be amended to show Sen. Madsen and Speaker Lockhart present, and that they be approved with those amendments. The motion passed unanimously.

2. Need for Rules to Implement 2012 General Session S.B. 84, "Water Skiing Amendments"

Mr. Fred M. Hayes, Director, Division of Parks and Recreation, explained the division's delay in rulemaking in accordance with the requirements of 2012 General Session S.B. 84, "Water Skiing Amendments," and noted that an amendment to the existing rule is expected to be submitted to the Division of Administrative Rules by February 8, 2012.

3. R357-9 Alternative Energy Development Tax Incentives

Mr. Spencer Eccles, Executive Director, Governor's Office of Economic Development, reported that updated rules "R357-9 Alternative Energy Development Tax Incentives" and "R357-6 Technology and Life Science Economic Development and Related Tax Credits" have been submitted to the Division of Administrative Rules and are scheduled to go into effect March 18, 2013.

4. Education-related Rulemaking to Implement 2012 General Session Bills

Dr. Martell Menlove, Deputy Superintendent of Public Instruction, discussed the delays in rulemaking by the State Board of Education according to the requirements of 2012 General Session H. B. 149, "Online Education Survey," 2012 General Session H. B. 197, "Grants for Math Teacher Training," and 2012 General Session S.B. 64, "Public Education Employment Reform."

5. Draft Legislation "Reauthorization of Administrative Rules"

Mr. Hunsaker referred committee members to draft legislation "Reauthorization of Administrative Rules," which was distributed in the mailing packet.

MOTION: Sen. Davis moved to recommend draft legislation "Reauthorization of Administrative Rules" (2013FL-0547/004) as a committee bill. The motion passed unanimously.

6. Committee Business

The committee decided to wait on scheduling the next meeting, due to the imminent legislative session.

7. Other Items /Adjourn

MOTION: Sen. Davis moved to adjourn the meeting. The motion passed unanimously. Speaker Lockhart was absent for the vote.

Chair Oda adjourned the meeting at 10:00 a.m.